



12 AUG 1997

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Patent Cooperation Treaty  
Legal Office

Address: Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

#8

Jeff J. Staggs  
7474 E. Arkansas Avenue, Unit 8-10  
Denver, Colorado 80231

In re Application of  
**STAGGS** : DECISION ON  
Application No.: 08/338,489 :  
PCT No.: PCT/US93/04763 : RENEWED PETITION  
Int. Filing Date: 19 May 1993 :  
Priority Date: 21 May 1992 : UNDER 37 CFR 1.137(b)  
Attorney's Docket No.: None :  
For: **THERAPEUTIC USES OF PUNGENT BOTANICALS:**  
**AND THEIR RELATED COMPOUNDS** :

The renewed petition to revive under 37 CFR 1.137(b) filed 28 July 1997  
the above-captioned application is hereby GRANTED as follows:

On 18 March 1997, applicant filed a declaration which applicant urges was filed in  
the Patent and Trademark Office on 26 July 1993. Applicant did not verify that the  
declaration was a true copy of the declaration allegedly filed on 26 July 1993. Therefore, the  
declaration is accepted as of the date of receipt, namely 18 March 1997. Accordingly, the  
\$65 surcharge for submitting an oath or declaration later than 30 months from the priority  
date as required by 37 CFR 1.492(e) is required. Applicant submitted the surcharge on 28  
July 1997.

The request to revive the application abandoned under 35 U.S.C. 371(d) is granted as  
to the National stage in the United States of America.

This application is being forwarded to the National Stage Processing Division of the  
Office of PCT Operations for preparation and mailing of the Notification of Acceptance of  
Application under 35 U.S.C. 371 and 37 CFR 1.495 (Form PCT/DO/EO/903) indicating a  
date of **18 March 1997** under 35 U.S.C. 371 and 102(e).

*Leonard E. Smith*  
Leonard E. Smith  
PCT Legal Examiner  
PCT Legal Office  
Telephone: (703) 308-6461  
Facsimile: (703) 308-6459